IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/660,382 Confirmation No.: 6022

Applicant : Graetz et al.

Filed : September 10, 2003

TC/A.U. : 1795

Examiner : Lee, Cynthia K.

For : High-Capacity Nanostructured Silicon and Lithium Alloys Thereof

Docket No. : 26-06

Customer No.: 23713

CERTIFICATE OF EFS-WEB FILING

I hereby certify that this correspondence is being filed using the USPTO EFS-WEB system.

Commissioner for Patents

P.O. Box 1/150

Date

P.O. Box 1450

Alexandria, VA 22313-1450

MAIL STOP AMENDMENT

/ronaldfriedland/ Ronald Friedland

AMENDMENT AND RESPONSE TO OFFICE ACTION

Sir

In response to the Office Action of December 24, 2008, please amend the aboveidentified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 6 of this paper.

Declarations Under 37 CFR 1.132 accompany this Response.

A Petition for Extension of Time (three months) accompanies this Response.

A Request for Continued Examination accompanies this Response.

A Supplemental Information Disclosure Statement accompanies this Response.